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11 Attorneys for Plaintiff
12 MAXIM I PROPERTIES

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAXIM I PROPERTIES, a general partnership,
Plaintiff,
vs.
A.M. BUD KROHN, *et al.*,
Defendants.

Case No. 4:12-cv-00449 DMR

**JOINT STIPULATION AND REQUEST
FOR ADR VIA SETTLEMENT
CONFERENCE AND REQUEST FOR
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE;
ORDER (AS MODIFIED)**

Judge: Magistrate Judge Donna M. Ryu

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AND RELATED CROSS-ACTIONS

This Joint Request for Alternative Dispute Resolution via Settlement Conference, and request to continue the scheduled further case management conference, is submitted on behalf of all parties remaining in this litigation, pursuant to ADR Local Rule (L.R.) 7-1.

JOINT STIPULATION AND REQUEST FOR ADR VIA SETTLEMENT CONFERENCE AND REQUEST FOR CONTINUANCE OF CASE MANAGEMENT CONFERENCE; ORDER (AS MODIFIED) Case No. 4:12-cv-00449 DMR

1 WHEREAS, the undersigned parties, which are the remaining parties in this case, have been
2 engaged in productive settlement discussions and believe further, more structured dispute resolution
3 processes will further settlement;

4 WHEREAS, the undersigned parties have met and conferred, pursuant to ADR L.R. 3-5, on an
5 appropriate ADR procedure and are in agreement that a settlement conference before a judicial
6 officer of this court is appropriate and would be beneficial at this time;

7 WHEREAS, the undersigned parties are available for a settlement conference on September
8 13, 14 or 15, 2023;

9 WHEREAS, a case management conference is currently scheduled for this case for August
10 30, 2023, at 1:30 p.m.;

11 WHEREAS, the parties are in agreement that the requested settlement conference should take
12 place prior to the next case management conference so that any unresolved and/or outstanding issue
13 resulting from the settlement conference can be addressed at a case management conference;

14 NOW THEREFOR, the parties hereby stipulate and jointly request:

- 15 1) That all parties be ordered to a mandatory settlement conference before a judicial officer
16 of this court, preferably to take place on either September 13, 14 or 15, 2023;
- 17 2) That the further case management conference currently scheduled for August 30, 2023, be
18 continued to a date after the completion of the settlement conference.

19 IS IT SO STIPULATED AND REQUESTED.

20 Date: August 11, 2023

NIXON PEABODY LLP

22 By: /s/ Gregory P. O'Hara

23 Gregory P. O'Hara
24 Lauren M. Michals
25 Attorneys for Plaintiff
26 MAXIM I PROPERTIES

1 Dated: August 11, 2023

SOMACH SIMMONS & DUNN

2 By: /s/ Theresa C. Barfield

3 Theresa C. Barfield

4 Attorneys for Defendant and Cross-Claimant
MOYER PRODUCTS, INC.

5 Dated: August 11, 2023

6 BAY LAW GROUP, LLP

7 By: /s/ Joshua A. Bloom

8 Joshua A. Bloom

9 Attorneys for Third Party Defendant and
Cross-Claimant
10 RENESAS ELECTRONICS AMERICA
INC. (FKA INTEGRATED DEVICE
TECHNOLOGY, INC.)

11 Dated: August 11, 2023

12 BERKES CRANE SANTANA & SPANGLER
13 LLP

14 By: /s/ Laurie S. Julien

15 Laurie S. Julien

16 Viiu Spangler Khare
Attorneys for Defendant
17 CENTRAL COATING COMPANY, INC.

18 Dated: August 11, 2023

SILICON VALLEY LAW GROUP

19 By: /s/ Kathryn E. Barrett

20 Jeffrey Scott Lawson

21 Kathryn E. Barrett

22 Attorneys for Defendants
TELEWAVE, INC., and
23 THERMIONICS LABORATORY, INC.

1 Dated: August 11, 2023

2 LEWIS, BRISBOIS, BISGAARD & SMITH

3 By: /s/ Robert W. Farrell

4 Glenn A. Friedman
5 Robert W. Farrell
6 Attorneys for Defendant
7 THE SHERWIN-WILLIAMS COMPANY

8 Dated: August 11, 2023

9 BURNHAM BROWN

10 By: /s/ Charles Alfonzo

11 Charles Alfonzo
12 Attorneys for Defendant
13 A.M. BUD KROHN and NATIONAL
14 AUTO RECOVERY BUREAU, INC.

15 Dated: August 11, 2023

16 PAHL & McCAY

17 By: /s/ Servando R. Sandoval

18 Servando R. Sandoval
19 Attorneys for Defendant
20 SPRAYTRONICS, INC.

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1 I, Lauren M. Michals, attest under penalty of perjury that I have obtained permission of the
2 above named counsel to affix their signatures hereto.

3 Dated: August 11, 2023

4 NIXON PEABODY LLP

5 By: /s/ Lauren M. Michals

6 Lauren M. Michals
7 lmichals@nixonpeabody.com
8 Attorneys for Plaintiff
MAXIM I PROPERTIES

ORDER (AS MODIFIED)

PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING, IT IS HERE BY
ORDER THAT:

1. This case is referred to a randomly-assigned Magistrate Judge to conduct a Settlement Conference which shall be completed within 90 days, or as soon thereafter as is convenient to the assigned Magistrate Judge's calendar.
2. The further case management conference currently scheduled for August 30, 2023 at 1:30 p.m. is vacated and continued to December 20, 2023 at 1:30 p.m. in Oakland, by Videoconference only. Parties shall file an updated joint case management conference statement by December 13, 2023. All counsel and parties may access the webinar information (public hearings) at <https://cand.uscourts.gov/judges/ryu-donna-m-dmr/>.

IT IS SO ORDERED AS MODIFIED.

DATED: August 18, 2023